

**UNITED STATES BANKRUPTCY COURT**

**FOR THE**

**EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

In the Matter of:

FADHA UZALDIN

Debtor

Chapter 13

Case No. 08-16083-RGM

**MOTION TO DISMISS,**  
**NOTICE OF MOTION TO DISMISS**  
**AND**  
**NOTICE OF SCHEDULED HEARING ON THIS MOTION**

Thomas P. Gorman, Chapter 13 Trustee, has filed this motion to dismiss your Chapter 13 case. The cause for this motion is as follows:

**Violation of 11 U.S.C. §1307(c)(6) -** Material default by Debtor as is reflected in the attached Trustee's Report of Receipts and Disbursements.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

If you do not wish the court to grant the relief sought in the motion, or if you want the court to consider your views on the motion, then on or before five business days prior to the hearing date, you or your attorney must:

File with the court a written response with supporting memorandum as required by Local Bankruptcy Rule 9013-1(H). Unless a written response and supporting memorandum are filed and served by the date specified, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing. If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before five business days prior to the scheduled hearing. You must mail a copy to the persons listed below.

**Notice and Motion to Dismiss**

Fadha Uzaldin, Case # 08-16083-RGM

***Attend the hearing to be held on January 26, 2011 at 9:30 a.m., in Courtroom # 3 on the 3<sup>rd</sup> floor, United States Bankruptcy Court, 200 South Washington Street, Alexandria, VA 22314.*** If no timely response has been filed opposing the relief requested, the court may grant the relief without holding a hearing.

A copy of any written response must be mailed to the following persons:

Thomas P. Gorman  
300 North Washington Street, Ste. 400  
Alexandria, VA 22314

Clerk of the Court  
United States Bankruptcy Court  
200 South Washington Street  
Alexandria, VA 22314

If you or your attorney do not take steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Date: \_December 13, 2010\_\_\_\_\_

\_\_\_/s/ Thomas P. Gorman\_\_\_\_\_  
Thomas P. Gorman  
Chapter 13 Trustee  
300 N. Washington Street, # 400  
Alexandria, VA 22314  
(703) 836-2226  
VSB 26421

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 13th day of December, 2010, mailed a true copy of the foregoing Motion to Dismiss, Notice of Motion and Notice of Hearing to the following parties.

Fadha Uzaldin  
Chapter 13 Debtor  
13031 Elm Tree, Apt. 3031  
Herndon, VA 20171

David R. Young, Jr.  
Attorney for Debtor  
15 Loudoun Street, SW  
Suite C  
Leesburg, VA 20175

\_\_\_/s/ Thomas P. Gorman\_\_\_\_\_  
Thomas P. Gorman

CASE NO: 08-16083-RGM

STATUS: BASE PLAN

DEBTOR: XXX-XX-5344

UZALDIN, FADHA

AKA:

SCHEDULE: 850.00 MONTHLY

TOTAL PAID: 11,569.61

DATE FILED: 10/02/2008 13031 ELM TREE, APT. 3031

CONFIRMED: 11/25/2008 HERNDON, VA 20171

LATEST 341: 10/28/2008

PERCENTAGE: 5.000

ATTORNEY: DAVID R. YOUNG, JR.

15 LOUDOUN STREET, SW

SUITE C

LEESBURG, VA 20175

Phone: 703 777-8824 Fax: 703 286-7584

PLAN: 60 MONTHS

1st PAYMENT DUE: 11/2008

ON SCHEDULE: 15,022.61

Needed to Complete Base:

ACTUAL PAYMENTS: 11,569.61

BASE: 51,022.61

AMOUNT BEHIND: 3,453.00

39,453.00

## LAST 12 TRANSACTIONS

Date	Source	Amount
10/13/10	PC	830.00
08/31/10	PC	850.00
07/14/10	PC	830.00
06/22/10	PC	850.00
04/06/10	PC	279.00
03/09/10	PC	279.00
03/03/10	PC	279.00
12/15/09	PC	279.00
12/02/09	PC	279.00
11/02/09	PC	279.00
09/23/09	PC	279.00
07/28/09	PC	279.00
06/03/09	PC	279.00
04/20/09	PC	279.00

## PLAN AND FILED CLAIMS

CLAIM NO	CRED NO	CREDITOR NAME CLAIM REMARK	DISB CODE LAST DISB	CLASS PAY%	INT. BEGIN INT. RATE	FIX PAY ARREARS	ORG. CLAIM SCHED AMT	APPROVED TO BE PAID	PRIN. PAID INT. PAID	PRIN. DUE INT. DUE
001	ECAST	ECAST SETTLEMENT CORP. CHASE	PRO 02/2009	UNS 5.00		0.00 0.00	11,382.53 11,058.00	11,382.53 569.13	569.13 0.00	0.00 0.00
002	270932	ASHBURN VILLAGE COMMUNITY ASSOC FILED HIGH	PRO 11/2008	UNS 5.00		0.00 0.00	855.58 468.00	855.58 42.78	42.78 0.00	0.00 0.00
003	314113	ROUNDUP FUNDING, LLC BANANA REPUBLIC	PRO 12/2008	UNS 5.00		0.00 0.00	3,456.70 3,376.00	3,456.70 172.84	172.84 0.00	0.00 0.00
004	319714	BASMA AL-RAWE PER CT ORD OF 8/7/09 SEE NOTES	PRO 10/2010	PRI 100.00		0.00 0.00	30,000.00 0.00	30,000.00 30,000.00	4,421.41 0.00	25,578.59 0.00
004	319714	BASMA AL-RAWE PER CT ORD OF 8/7/09 SEE NOTES	PRO 12/2009	SEC 100.00		0.00 0.00	4,303.61 0.00	4,303.61 4,303.61	4,303.61 0.00	0.00 0.00
004	319714	BASMA AL-RAWE PER CT ORD OF 8/7/09 SEE NOTES	PRO 5.00	UNS 5.00		0.00 0.00	185,696.39 220,000.00	185,696.39 9,284.82	0.00 0.00	9,284.82 0.00
005	318809	FDS BANK/BLOOMINGDALES	PRO 11/2008	UNS 5.00		0.00 0.00	387.02 200.00	387.02 19.35	19.35 0.00	0.00 0.00
006	321074	PRA RECEIVABLES MANAGEMENT, LLC CAPITAL ONE- CLC CONSUMER	PRO 5.00	UNS 5.00		0.00 0.00	2,944.60 3,008.00	2,944.60 147.23	0.00 0.00	147.23 0.00
007	319001	CHASE HOME FINANCE	PRO 5.00	UNS 5.00		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	Not Filed
008	LVNV	LVNV FUNDING LLC. CITIBANK	PRO 12/2008	UNS 5.00		0.00 0.00	7,267.25 7,058.00	7,267.25 363.36	363.36 0.00	0.00 0.00
009	323401	CR EVERGREEN, LLC GE MONEY	PRO 11/2008	UNS 5.00		0.00 0.00	1,012.59 965.00	1,012.59 50.63	50.63 0.00	0.00 0.00
010	ECAST	ECAST SETTLEMENT CORP. GM CARD/HSBC	PRO 02/2009	UNS 5.00		0.00 0.00	5,106.15 4,979.00	5,106.15 255.31	255.31 0.00	0.00 0.00
011	319717	HERNDON LAW FIRM	PRO 5.00	UNS 5.00		0.00 0.00	17,984.00	0.00 0.00	0.00 0.00	Not Filed
012	319718	JOHN HUDDLESTON	PRO 5.00	UNS 5.00		0.00 0.00	2,744.00	0.00 0.00	0.00 0.00	Not Filed
013	261770	COUNTY OF LOUDOUN, TREASURER	PRO 5.00	UNS 5.00		0.00 0.00	2,788.00	0.00 0.00	0.00 0.00	Not Filed
014	307221	FDS BANK - MACY'S	PRO 11/2008	UNS 5.00		0.00 0.00	242.57 190.00	242.57 12.13	12.13 0.00	0.00 0.00
015	319719	MATTHEW SPENCER	PRO 5.00	UNS 5.00		0.00 0.00	2,900.00	0.00 0.00	0.00 0.00	Not Filed
016	319720	THOMAS V. MULRINE	PRO 11/2008	UNS 5.00		0.00 0.00	3,850.00 7,200.00	3,850.00 192.50	192.50 0.00	0.00 0.00
017	ECAST	ECAST SETTLEMENT CORP. CHASE	PRO 02/2009	UNS 5.00		0.00 0.00	8,252.00 8,213.00	8,252.00 412.60	412.60 0.00	0.00 0.00
018	ECAST	ECAST SETTLEMENT CORP. FIA CARD -FILED HIGH	PRO 5.00	UNS 5.00		0.00 0.00	8,689.31 0.00	8,689.31 434.47	0.00 0.00	434.47 0.00

\*\* Creditor has not filed a Proof of Claim. Accumulated funds will be released to other creditors if no claim is filed with the U.S. Bankruptcy Court by the date of the scheduled Chapter 13 Review Meeting.

Claims with an A code in the DISB/CODE column are placed on hold and need to be resolved. NO disbursements are being made to the creditor.

This is a progress report only and should not be used to calculate a payoff.

ToolBar 9.5

CASE NO: 08-16083-RGM

STATUS: BASE PLAN

DEBTOR: XXX-XX-5344

UZALDIN, FADHA

SCHEDULE: 850.00 MONTHLY

PLAN AND FILED CLAIMS

<u>CLAIM NO</u>	<u>CRED NO</u>	<u>CREDITOR NAME</u> <u>CLAIM REMARK</u>	<u>DISB CODE</u> <u>LAST DISB</u>	<u>CLASS</u> <u>PAY%</u>	<u>INT. BEGIN</u> <u>INT. RATE</u>	<u>FIX PAY</u> <u>ARREARS</u>	<u>ORG. CLAIM</u> <u>SCHED AMT</u>	<u>APPROVED</u> <u>TO BE PAID</u>	<u>PRIN. PAID</u> <u>INT. PAID</u>	<u>PRIN. DUE</u> <u>INT. DUE</u>
799	YOUNG	DAVID R. YOUNG, JR.	PRO	ATY 100.00		0.00 0.00	2,774.00 2,774.00	2,774.00 2,774.00	0.00 0.00	0.00 0.00
Trustee Administrative Fees					-----			743.96	743.96	
TOTALS:						0.00 0.00	276,220.30 295,905.00	276,964.26 49,778.72	11,559.61 0.00	35,445.11 0.00
	ADMIN	ATTORNEY	PRIORITY	SECURED	UNSECURED	OTHER				
SCHED AMOUNT:	0.00	2,774.00	0.00	0.00	293,131.00	0.00				
CLAIM AMOUNT:	0.00	2,774.00	30,000.00	4,303.61	11,957.15	0.00				
PAID BY TRUSTEE:	0.00	0.00	4,421.41	4,303.61	2,090.63	0.00				
PAID BY 3rd PARTY:	0.00	2,774.00	0.00	0.00	0.00	0.00				
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SUB TOTAL:	0.00	0.00	25,578.59	0.00	9,866.52	0.00	DUE CREDITORS:		35,445.11	
INTEREST DUE:	0.00	0.00	0.00	0.00	0.00	0.00	EXPECTED ADMIN:		2,222.38	
CONTINUING:	0.00	0.00	0.00	0.00	0.00	0.00	LESS AVAILABLE:		10.00	
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BALANCE DUE:	0.00	0.00	25,578.59	0.00	9,866.52	0.00	APPROX BALANCE:		37,657.49	

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